

1 A bill to be entitled
2 An act relating to school safety; amending s. 30.15,
3 F.S.; revising requirements for a Coach Aaron Feis
4 Guardian Program; amending s. 493.630 F.S.; providing
5 that special assignment duties include assignment as a
6 school guardian; creating s. 943.1712, F.S.; requiring
7 the Criminal Justice Standards Training Commission to
8 establish training standards for the Coach Aaron Feis
9 Guardian Program; authorizing certain entities to
10 offer skills training for the program; amending s.
11 1001.212, F.S.; revising the duties of the Office of
12 Safe Schools; amending s. 1002.33, F.S.; requiring
13 charter schools to be in compliance with certain
14 provisions relating to school safety; conforming a
15 cross-reference; amending s. 1002.42, F.S.;
16 authorizing a private school to employ a school
17 guardian for specified purposes; amending s. 1003.25,
18 F.S.; providing requirements for the transfer of
19 certain student records; amending s. 1006.07, F.S.;
20 revising duties of a school safety specialist;
21 revising the requirements for threat assessment teams;
22 requiring threat assessment teams to verify that
23 certain services continue for a specified period upon
24 the transfer of certain students; requiring school
25 district to provide certain mental health assistance;

26 providing requirements for such assistance; amending
27 s. 1006.09, F.S.; requiring school principals to
28 identify school personnel for specified purposes
29 relating to responses to emergencies; amending s.
30 1006.12, F.S.; revising the requirements for safe-
31 school officers in public schools within the state;
32 authorizing a charter school governing board to
33 establish a Coach Aaron Feis School Guardian Program;
34 amending s. 1006.13, F.S.; revising the requirements
35 for zero-tolerance policies; amending s. 1006.1493,
36 F.S.; revising provisions for the Florida Safe Schools
37 Assessment Tool; providing Department of Education
38 responsibilities; amending s. 1011.62, F.S.; revising
39 requirements for the use of the safe schools
40 allocation; amending s. 1012.795, F.S.; authorizing
41 the Education Practices Commission to impose a fine on
42 specified individuals for noncompliance with certain
43 requirements relating to safe schools; providing an
44 effective date.

45
46 Be It Enacted by the Legislature of the State of Florida:

47
48 Section 1. Paragraph (k) of subsection (1) of section
49 30.15, Florida Statutes, is amended to read:

50 30.15 Powers, duties, and obligations.—

51 (1) Sheriffs, in their respective counties, in person or
52 by deputy, shall:

53 (k) Establish, if the sheriff so chooses, a Coach Aaron
54 Feis Guardian Program for purposes of s. 1006.12 ~~to aid in the~~
55 ~~prevention or abatement of active assailant incidents on school~~
56 ~~premises. A school guardian has no authority to act in any law~~
57 ~~enforcement capacity except to the extent necessary to prevent~~
58 ~~or abate an active assailant incident on a school premises.~~
59 ~~Excluded from participating in the Coach Aaron Feis Guardian~~
60 ~~Program are individuals who exclusively perform classroom duties~~
61 ~~as classroom teachers as defined in s. 1012.01(2)(a). This~~
62 ~~limitation does not apply to classroom teachers of a Junior~~
63 ~~Reserve Officers' Training Corps program, a current~~
64 ~~servicemember, as defined in s. 250.01, or a current or former~~
65 ~~law enforcement officer, as defined in s. 943.10(1), (6), or~~
66 ~~(8).~~ The sheriff who chooses to establish the program shall
67 certify ~~appoint~~ as school guardians, without the power of
68 arrest, school employees ~~who volunteer and who:~~

69 1. Hold a valid license issued under s. 790.06.

70 2. Successfully complete skills ~~Complete 132 total hours~~
71 ~~of comprehensive firearm safety and proficiency training for~~
72 school guardians in accordance with s. 943.1712. ~~conducted by~~
73 ~~Criminal Justice Standards and Training Commission-certified~~
74 ~~instructors, which must include:~~

75 a. ~~Eighty hours of firearms instruction based on the~~

~~Criminal Justice Standards and Training Commission's Law Enforcement Academy training model, which must include at least 10 percent but no more than 20 percent more rounds fired than associated with academy training. Program participants must achieve an 85 percent pass rate on the firearms training.~~

~~b. Sixteen hours of instruction in precision pistol.~~

~~c. Eight hours of discretionary shooting instruction using state-of-the-art simulator exercises.~~

~~d. Eight hours of instruction in active shooter or assailant scenarios.~~

~~e. Eight hours of instruction in defensive tactics.~~

~~f. Twelve hours of instruction in legal issues.~~

3. Pass a psychological evaluation administered by a psychologist licensed under chapter 490 and designated by the Department of Law Enforcement and submit the results of the evaluation to the sheriff's office. The Department of Law Enforcement is authorized to provide the sheriff's office with mental health and substance abuse data for compliance with this paragraph.

4. Submit to and pass an initial drug test and subsequent random drug tests in accordance with the requirements of s. 112.0455 and the sheriff's office.

~~5. Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis.~~

101 ~~6. Successfully complete at least 12 hours of a certified~~
102 ~~nationally recognized diversity training program.~~

103
104 The sheriff shall issue a school guardian certificate to
105 individuals who meet the requirements of this paragraph
106 ~~subparagraph 2~~. The sheriff shall maintain documentation of
107 weapon and equipment inspections, as well as the training,
108 certification, inspection, and qualification records of each
109 school guardian appointed by the sheriff.

110 Section 2. Subsection (3) of section 493.6305, Florida
111 Statutes, is amended to read:

112 493.6305 Uniforms, required wear; exceptions.—

113 (3) Class "D" licensees who are also Class "G" licensees
114 and who are performing limited, special assignment duties may
115 carry their authorized firearm concealed in the conduct of such
116 duties. Special assignment duties shall include appointment as a
117 school guardian under s. 1006.12(2).

118 Section 3. Section 943.1712, Florida Statutes, is created
119 to read:

120 943.1712 Skills training for school guardians.—

121 (1) The commission shall establish training standards for
122 the Coach Aaron Feis Guardian Program to aid in the prevention
123 or abatement of active assailant incidents on school premises.

124 The program shall consist of 144 total hours to include:

125 (a) Eighty hours of commission-certified firearms

126 instruction. Program participants must achieve an 85 percent
127 pass rate on the firearms training.

128 (b) Sixteen hours of instruction in precision pistol.

129 (c) Eight hours of discretionary shooting instruction
130 using state-of-the-art simulator exercises.

131 (d) Eight hours of instruction in active shooter or
132 assailant scenarios.

133 (e) Eight hours of instruction in defensive tactics.

134 (f) Twelve hours of instruction in legal issues.

135 (g) Twelve hours of a certified nationally recognized
136 diversity training program.

137 (2) Skills training may be offered by criminal justice
138 training schools, sheriffs pursuant to s. 30.15, and school
139 districts who are the employing agency for school resource
140 officers pursuant to s. 1006.12.

141 Section 4. Section 1001.212, Florida Statutes, is amended
142 to read:

143 1001.212 Office of Safe Schools.—There is created in the
144 Department of Education the Office of Safe Schools. The office
145 is fully accountable to the Commissioner of Education. The
146 office shall serve as a central repository for best practices,
147 training standards, and compliance oversight in all matters
148 regarding school safety and security, including prevention
149 efforts, intervention efforts, and emergency preparedness
150 planning. The office shall:

151 (1) Administer the Florida Safe Schools Assessment Tool
152 (FSSAT) required by s. 1006.1493 ~~Establish and update as~~
153 ~~necessary a school security risk assessment tool for use by~~
154 ~~school districts pursuant to s. 1006.07(6). The office shall~~
155 ~~make the FSSAT security risk assessment tool available for use~~
156 ~~by charter schools.~~

157 (2) Provide ongoing professional development opportunities
158 to school district personnel.

159 (3) Provide a coordinated and interdisciplinary approach
160 to providing technical assistance and guidance to school
161 districts on their implementation of the strategies and
162 activities necessary ~~safety and security and recommendations~~ to
163 address the findings identified as a result of the FSSAT
164 conducted pursuant to s. 1006.07(6). The office may contract
165 with security personnel, consulting engineers, architects, or
166 other safety and security experts the office deems necessary to
167 provide such assistance.

168 (4) Develop and implement a School Safety Specialist
169 Training Program for school safety specialists appointed
170 pursuant to s. 1006.07(6). The office shall develop the training
171 program which shall be based on national and state best
172 practices on school safety and security and must include active
173 shooter training. The office shall develop training modules in
174 traditional or online formats. A school safety specialist
175 certificate of completion shall be awarded to a school safety

176 specialist who satisfactorily completes the training required by
177 rules of the office.

178 ~~(5) Review and provide recommendations on the security~~
179 ~~risk assessments. The department may contract with security~~
180 ~~personnel, consulting engineers, architects, or other safety and~~
181 ~~security experts the department deems necessary for safety and~~
182 ~~security consultant services.~~

183 (5)(6) Coordinate with the Department of Law Enforcement
184 to provide a centralized integrated data repository and data
185 analytics resources to improve access to timely, complete, and
186 accurate information integrating data from, at a minimum, but
187 not limited to, the following data sources by August 1, 2019
188 ~~December 1, 2018~~:

- 189 (a) Social media monitoring tool;
- 190 (b) Department of Children and Families;
- 191 (c) Department of Law Enforcement;
- 192 (d) Department of Juvenile Justice;
- 193 (e) Mobile suspicious activity reporting tool known as
194 FortifyFL;
- 195 (f) School Environment Safety Incident Reports collected
196 pursuant to subsection (9); and
- 197 (g)(e) Local law enforcement.

198
199 Data that is exempt or confidential and exempt from public
200 records requirements retains its exempt or confidential and

201 exempt status when incorporated into the centralized integrated
202 data repository. To maintain the confidentiality requirements
203 attached to the information provided to the centralized
204 integrated data repository by the various state and local
205 agencies, data governance and security shall ensure compliance
206 with all applicable state and federal data privacy requirements
207 through the use of user authorization and role-based security,
208 data anonymization and aggregation and auditing capabilities. To
209 maintain the confidentiality requirements attached to the
210 information provided to the centralized integrated data
211 repository by the various state and local agencies, each source
212 agency providing data for the repository shall be the sole
213 custodian of the data for the purpose of any request for
214 inspection or copies thereof under chapter 119. The department
215 shall only allow access to data from the source agencies in
216 accordance with rules adopted by the respective source agencies.

217 (6) Provide data to support evaluation of mental health
218 services pursuant to s. 1004.44.

219 ~~(7) Data that is exempt or confidential and exempt from~~
220 ~~public records requirements retains its exempt or confidential~~
221 ~~and exempt status when incorporated into the centralized~~
222 ~~integrated data repository.~~

223 ~~(8) To maintain the confidentiality requirements attached~~
224 ~~to the information provided to the centralized integrated data~~
225 ~~repository by the various state and local agencies, data~~

226 ~~governance and security shall ensure compliance with all~~
227 ~~applicable state and federal data privacy requirements through~~
228 ~~the use of user authorization and role-based security, data~~
229 ~~anonymization and aggregation and auditing capabilities.~~

230 ~~(9) To maintain the confidentiality requirements attached~~
231 ~~to the information provided to the centralized integrated data~~
232 ~~repository by the various state and local agencies, each source~~
233 ~~agency providing data for the repository shall be the sole~~
234 ~~eustodian of the data for the purpose of any request for~~
235 ~~inspection or copies thereof under chapter 119. The department~~
236 ~~shall only allow access to data from the source agencies in~~
237 ~~accordance with rules adopted by the respective source agencies.~~

238 ~~(7)(10)~~ Award grants to schools to improve the safety and
239 security of school buildings based upon recommendations of the
240 Florida Safe Schools Assessment Tool ~~security risk assessment~~
241 ~~developed pursuant to subsection (1).~~

242 ~~(8)(11)~~ Disseminate, in consultation with the Department
243 of Law Enforcement, to participating schools awareness and
244 education materials on the School Safety Awareness Program
245 developed pursuant to s. 943.082.

246 (9) Collect data through school environment safety
247 incident reports on incidents that occur on school premises, on
248 school transportation, and at off-campus, school-sponsored
249 events, committed by students, non-students, or if the offender
250 is unknown.

251 (10) Define the types of public schools and campuses that
252 are subject to the requirements of ss. 1006.07 and 1006.12.

253 (11) Verify the accuracy of school safety and discipline
254 data reported by school districts and report any violation of
255 the reporting requirements to the Commissioner of Education for
256 review pursuant to s. 1012.796.

257 Section 5. Paragraphs (b) and (c) of subsection (16) of
258 section 1002.33, Florida Statutes, are amended to read:

259 1002.33 Charter schools.—

260 (16) EXEMPTION FROM STATUTES.—

261 (b) Additionally, a charter school shall be in compliance
262 with the following statutes:

263 1. Section 286.011, relating to public meetings and
264 records, public inspection, and criminal and civil penalties.

265 2. Chapter 119, relating to public records.

266 3. Section 1003.03, relating to the maximum class size,
267 except that the calculation for compliance pursuant to s.
268 1003.03 shall be the average at the school level.

269 4. Section 1006.07(4) and (6)-(9), relating to school
270 safety.

271 ~~5.4.~~ Section 1012.22(1)(c), relating to compensation and
272 salary schedules.

273 ~~6.5.~~ Section 1012.33(5), relating to workforce reductions.

274 ~~7.6.~~ Section 1012.335, relating to contracts with
275 instructional personnel hired on or after July 1, 2011.

276 ~~8.7.~~ Section 1012.34, relating to the substantive
277 requirements for performance evaluations for instructional
278 personnel and school administrators.

279 (c) For purposes of subparagraphs (b) 4.-8. ~~(b) 4.-7.:~~

280 1. The duties assigned to a district school superintendent
281 apply to charter school administrative personnel, as defined in
282 s. 1012.01(3)(a) and (b), and the charter school governing board
283 shall designate at least one administrative person to be
284 responsible for such duties.

285 2. The duties assigned to a district school board apply to
286 a charter school governing board.

287 3. A charter school may hire instructional personnel and
288 other employees on an at-will basis.

289 4. Notwithstanding any provision to the contrary,
290 instructional personnel and other employees on contract may be
291 suspended or dismissed any time during the term of the contract
292 without cause.

293 Section 6. Subsection (18) is added to section 1002.42,
294 Florida Statutes, to read:

295 1002.42 Private schools.—

296 (18) SCHOOL GUARDIANS.—A private school may employ or
297 contract for employment school guardians in accordance with s.
298 1006.12. Individuals who serve as school guardians are in
299 support of approved school-sanctioned activities for purposes of
300 s. 790.115.

301 Section 7. Subsection (2) of section 1003.25, Florida
302 Statutes, is amended to read:

303 1003.25 Procedures for maintenance and transfer of student
304 records.—

305 (2) The procedure for transferring and maintaining records
306 of students who transfer from school to school shall be
307 prescribed by rules of the State Board of Education. The
308 intradistrict transfer of records shall occur within one school
309 day and the interdistrict transfer of records shall occur within
310 two school days. The records shall include:

311 (a) Verified reports of serious or recurrent behavior
312 patterns, including threat assessment evaluations and
313 intervention services.

314 (b) Psychological evaluations, including therapeutic
315 treatment plans, and therapy or progress notes created or
316 maintained by school district staff.

317 Section 8. Paragraph (b) of subsection (1), paragraph (a)
318 of subsection (4), paragraph (a) of subsection (6), and
319 subsection (7) of section 1006.07, Florida Statutes, are
320 amended, and subsection (9) is added to that section, to read:

321 1006.07 District school board duties relating to student
322 discipline and school safety.—The district school board shall
323 provide for the proper accounting for all students, for the
324 attendance and control of students at school, and for proper
325 attention to health, safety, and other matters relating to the

welfare of students, including:

(1) CONTROL OF STUDENTS.—

(b) Require each student at the time of initial registration for school in the school district to note previous school expulsions, arrests resulting in a charge, juvenile justice actions, and any corresponding referral ~~referrals~~ to mental health services by the school district ~~the student has had~~, and have the authority as the district school board of a receiving school district to honor the final order of expulsion or dismissal of a student by any in-state or out-of-state public district school board or private school, or lab school, for an act which would have been grounds for expulsion according to the receiving district school board's code of student conduct, in accordance with the following procedures:

1. A final order of expulsion shall be recorded in the records of the receiving school district.

2. The expelled student applying for admission to the receiving school district shall be advised of the final order of expulsion.

3. The district school superintendent of the receiving school district may recommend to the district school board that the final order of expulsion be waived and the student be admitted to the school district, or that the final order of expulsion be honored and the student not be admitted to the school district. If the student is admitted by the district

351 school board, with or without the recommendation of the district
352 school superintendent, the student may be placed in an
353 appropriate educational program and referred to mental health
354 services identified by the school district pursuant to s.
355 1012.584(4), when appropriate, at the direction of the district
356 school board.

357 (4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

358 (a) Formulate and prescribe policies and procedures, in
359 consultation with the appropriate public safety agencies, for
360 emergency drills and for actual emergencies, including, but not
361 limited to, fires, natural disasters, active shooter and hostage
362 situations, and bomb threats, for all students and faculty at
363 all public schools of the district comprised of grades K-12.
364 Drills for active shooter and hostage situations shall be
365 conducted in accordance with requirements of the Office of Safe
366 Schools ~~at least as often as other emergency drills~~. District
367 school board policies shall include commonly used alarm system
368 responses for specific types of emergencies and verification by
369 each school that drills have been provided as required by law
370 and fire protection codes. The emergency response policy shall
371 identify the individuals responsible for contacting the primary
372 emergency response agency and the emergency response agency that
373 is responsible for notifying the school district for each type
374 of emergency.

375 (6) SAFETY AND SECURITY BEST PRACTICES.—Each district

376 school superintendent shall establish policies and procedures
377 for the prevention of violence on school grounds, including the
378 assessment of and intervention with individuals whose behavior
379 poses a threat to the safety of the school community.

380 (a) Each district school superintendent shall designate a
381 ~~school administrator as a~~ school safety specialist for the
382 district. The school safety specialist must earn a certificate
383 of completion of the school safety specialist training provided
384 by the Office of Safe Schools within 1 year after appointment
385 and is responsible for the supervision and oversight for all
386 school safety and security personnel, policies, and procedures
387 in the school district. The school safety specialist shall:

388 1. Review school district policies and procedures for
389 compliance with state law and rules, including the district's
390 timely and accurate submission of incidents to the department.

391 2. Provide the necessary training and resources to
392 students and school district staff in matters relating to youth
393 mental health awareness and assistance; emergency procedures,
394 including active shooter training; and school safety and
395 security.

396 3. Serve as the school district liaison with local public
397 safety agencies and national, state, and community agencies and
398 organizations in matters of school safety and security.

399 4. In collaboration with the appropriate public safety
400 agencies, as defined in s. 365.171, annually conduct a school

401 security risk assessment ~~in accordance with s. 1006.1493~~ at each
402 public school using the Florida Safe Schools Assessment Tool
403 ~~school security risk assessment tool~~ developed by the Office of
404 Safe Schools pursuant to s. 1006.1493. Based on the assessment
405 findings, the district's school safety specialist shall provide
406 recommendations to the district school superintendent and the
407 district school board which identify strategies and activities
408 that the district school board should implement in order to
409 address the findings and improve school safety and security.
410 ~~Annually,~~ Each district school board must receive such findings
411 and the school safety specialist's recommendations at a publicly
412 noticed district school board meeting to provide the public an
413 opportunity to hear the district school board members discuss
414 and take action on the findings and recommendations. Each school
415 safety specialist shall report such findings and school board
416 action to the Office of Safe Schools within 30 days after the
417 district school board meeting.

418 (7) THREAT ASSESSMENT TEAMS.—Each district school board
419 shall adopt policies for the establishment of threat assessment
420 teams at each school whose duties include the coordination of
421 resources and assessment and intervention with individuals whose
422 behavior may pose a threat to the safety of school staff or
423 students consistent with s. 1006.13 and the model policies
424 developed by the Office of Safe Schools. Such policies shall
425 include procedures for conducting threat assessments using the

instrument developed by the Office of Safe Schools, providing authorized members of the threat assessment team with access to school-level and district-level data and the data provided pursuant to 1001.212(6), and making referrals to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate.

(a) A threat assessment team shall include persons with expertise in counseling, instruction, school administration, and law enforcement. The threat assessment teams shall identify members of the school community to whom threatening behavior should be reported and provide guidance to students, faculty, and staff regarding recognition of threatening or aberrant behavior that may represent a threat to the community, school, or self.

(b) Upon a preliminary determination that a student poses a threat of violence or physical harm to himself or herself or others, a threat assessment team shall immediately report its determination to the superintendent or his or her designee. The superintendent or his or her designee shall immediately attempt to notify the student's parent or legal guardian. Nothing in this subsection shall preclude school district personnel from acting immediately to address an imminent threat.

(c) Upon a preliminary determination by the threat assessment team that a student poses a threat of violence to himself or herself or others or exhibits significantly

451 disruptive behavior or need for assistance, authorized members
452 of the threat assessment team may obtain criminal history record
453 information pursuant to s. 985.04(1), ~~as provided in s. 985.047.~~

454 A member of a threat assessment team may not disclose any
455 criminal history record information obtained pursuant to this
456 section or otherwise use any record of an individual beyond the
457 purpose for which such disclosure was made to the threat
458 assessment team.

459 (d) Notwithstanding any other provision of law, all state
460 and local agencies and programs that provide services to
461 students experiencing or at risk of an emotional disturbance or
462 a mental illness, including the school districts, school
463 personnel, state and local law enforcement agencies, the
464 Department of Juvenile Justice, the Department of Children and
465 Families, the Department of Health, the Agency for Health Care
466 Administration, the Agency for Persons with Disabilities, the
467 Department of Education, the Statewide Guardian Ad Litem Office,
468 and any service or support provider contracting with such
469 agencies, may share with each other records or information that
470 are confidential or exempt from disclosure under chapter 119 if
471 the records or information are reasonably necessary to ensure
472 access to appropriate services for the student or to ensure the
473 safety of the student or others. All such state and local
474 agencies and programs shall communicate, collaborate, and
475 coordinate efforts to serve such students.

476 (e) If an immediate mental health or substance abuse
477 crisis is suspected, school personnel shall follow policies
478 established by the threat assessment team to engage behavioral
479 health crisis resources. Behavioral health crisis resources,
480 including, but not limited to, mobile crisis teams and school
481 resource officers trained in crisis intervention, shall provide
482 emergency intervention and assessment, make recommendations, and
483 refer the student for appropriate services. Onsite school
484 personnel shall report all such situations and actions taken to
485 the threat assessment team, which shall contact the other
486 agencies involved with the student and any known service
487 providers to share information and coordinate any necessary
488 followup actions. Upon the student's transfer to a different
489 school, the threat assessment team shall verify that any
490 intervention services provided to the student remain in place
491 until the threat assessment team of the receiving school
492 independently determines the need for intervention services.

493 (f) Each threat assessment team established pursuant to
494 this subsection shall report quantitative data on its activities
495 to the Office of Safe Schools in a format prescribed by
496 ~~accordance with guidance from~~ the office.

497 (9) MENTAL HEALTH ASSISTANCE.—Provide mental health
498 assistance to students in accordance with the plan submitted
499 pursuant to s. 1011.62(16). Students referred for mental health
500 assistance must be screened or assessed within 45 days of such

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501 referral. School-based intervention must begin within 30 days of
502 the screening or assessment and continue until the student
503 receives community-based care, when determined to be in the best
504 interests of the student.

505 Section 9. Subsection (10) is added to section 1006.09,
506 Florida Statutes, to read:

507 1006.09 Duties of school principal relating to student
508 discipline and school safety.—

509 (10) Each school principal shall designate school
510 personnel who may declare an emergency in response to an
511 incident that threatens school safety and the school personnel
512 who must contact the primary emergency response agency in
513 accordance with the emergency response policy of the school
514 district.

515 Section 10. Section 1006.12, Florida Statutes, is amended
516 to read:

517 1006.12 Safe-school officers at each public school.—For the
518 protection and safety of school personnel, property, students,
519 and visitors, each district school board and school district
520 superintendent shall partner with law enforcement agencies to
521 establish or assign one or more safe-school officers at each
522 public school ~~facility~~ within the district by utilizing
523 ~~implementing~~ any combination of the following options which best
524 meets the needs of the school district:

525 ~~(1) Establish school resource officer programs, through a~~

~~cooperative agreement with law enforcement agencies.~~

(1)(a) SCHOOL RESOURCE OFFICERS.—

(a) School resource officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4) or by a district school board. ~~The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.~~

1. If the officer is employed by the district school board, the district school board is the employing agency for purposes of chapter 943 and must comply with the provisions of that chapter. The officer has and shall exercise the power to make arrests for violations of law on district school board property and to arrest persons, whether on or off such property, who violate any law on such property under the same conditions that deputy sheriffs are authorized to make arrests.

2.(b) School resource officers employed by a law enforcement agency shall abide by district school board policies and shall consult with and coordinate activities through the school principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of

551 the school shall be under the direction of the school principal.
552 The powers and duties of a law enforcement officer shall
553 continue throughout the employee's tenure as a school resource
554 officer.

555 3.(e) School resource officers shall complete mental
556 health crisis intervention training using a curriculum developed
557 by a national organization with expertise in mental health
558 crisis intervention. The training shall improve officers'
559 knowledge and skills as first responders to incidents involving
560 students with emotional disturbance or mental illness, including
561 de-escalation skills to ensure student and officer safety.

562 ~~(2) Commission one or more school safety officers for the~~
563 ~~protection and safety of school personnel, property, and~~
564 ~~students within the school district. The district school~~
565 ~~superintendent may recommend, and the district school board may~~
566 ~~appoint, one or more school safety officers.~~

567 ~~(a) School safety officers shall undergo criminal~~
568 ~~background checks, drug testing, and a psychological evaluation~~
569 ~~and be law enforcement officers, as defined in s. 943.10(1),~~
570 ~~certified under the provisions of chapter 943 and employed by~~
571 ~~either a law enforcement agency or by the district school board.~~
572 ~~If the officer is employed by the district school board, the~~
573 ~~district school board is the employing agency for purposes of~~
574 ~~chapter 943, and must comply with the provisions of that~~
575 ~~chapter.~~

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~~(b) A school safety officer has and shall exercise the power to make arrests for violations of law on district school board property and to arrest persons, whether on or off such property, who violate any law on such property under the same conditions that deputy sheriffs are authorized to make arrests. A school safety officer has the authority to carry weapons when performing his or her official duties.~~

(b)(e) A district school board or a governing board of a charter school may enter into mutual aid agreements with one or more law enforcement agencies as provided in chapter 23. A school resource ~~safety~~ officer's salary may be paid jointly by the district school board and the law enforcement agency, as mutually agreed to.

(2)(3) SCHOOL GUARDIANS.—

(a) A district school board or a governing board of a charter school may establish a Coach Aaron Feis School Guardian Program by employing or contracting for employment school guardians to aid in the prevention or abatement of active assailant incidents on school premises. A school guardian has no authority to act in any law enforcement capacity except to the extent necessary to prevent or abate an active assailant incident on school premises. Individuals who serve as school guardians are in support of approved school-sanctioned activities for purposes of s. 790.115. School guardians shall:

1. Hold a valid license issued under s. 790.06; or a Class

601 "D" and "G" license pursuant to chapter 493;

602 2. Successfully complete the training for school guardians
603 required under s. 943.1712; ~~At the school district's discretion,~~
604 ~~participate in the Coach Aaron Feis Guardian Program if such~~
605 ~~program is established pursuant to s. 30.15, to meet the~~
606 ~~requirement of establishing a safe-school officer.~~

607 3. Pass a psychological evaluation administered by a
608 psychologist licensed under chapter 490 and designated by the
609 Department of Law Enforcement and submit the results of the
610 evaluation to the sheriff's office. The Department of Law
611 Enforcement is authorized to provide the district school board
612 or governing board of the charter school with mental health and
613 substance abuse data for compliance with this subsection; and

614 4. Submit to and pass an initial drug test and subsequent
615 random drug tests in accordance with the requirements of s.
616 112.0455 and the district school board or governing board of the
617 charter school.

618 (b) The district school board or governing board of a
619 charter school shall maintain documentation of weapon and
620 equipment inspections, as well as the training, certification,
621 inspection, and qualification records of each school guardian
622 employed by the district school board or governing board of the
623 charter school.

624 (3)-(4) Any information that would identify whether a
625 particular individual has been appointed as a school guardian

626 ~~safe-school officer~~ pursuant to this section held by a law
627 enforcement agency, school district, or charter school is exempt
628 from s. 119.07(1) and s. 24(a), Art. I of the State
629 Constitution. This subsection is subject to the Open Government
630 Sunset Review Act in accordance with s. 119.15 and shall stand
631 repealed on October 2, 2023, unless reviewed and saved from
632 repeal through reenactment by the Legislature.

633 Section 11. Subsection (1), paragraphs (a) and (c) of
634 subsection (2), and subsection (4) of section 1006.13, Florida
635 Statutes, are amended to read:

636 1006.13 Policy of zero tolerance for crime and
637 victimization.—

638 (1) District school boards shall promote a safe and
639 supportive learning environment in schools by protecting
640 students and staff from conduct that poses a ~~serious~~ threat to
641 school safety. A threat assessment team may use alternatives to
642 expulsion or referral to law enforcement agencies to address
643 disruptive behavior through restitution, civil citation, teen
644 court, neighborhood restorative justice, or similar programs.
645 Zero-tolerance policies may not be rigorously applied to petty
646 acts of misconduct ~~and misdemeanors, including, but not limited~~
647 ~~to, minor fights or disturbances~~. Zero-tolerance policies must
648 apply equally to all students regardless of their economic
649 status, race, or disability.

650 (2) Each district school board shall adopt a policy of

zero tolerance that:

(a) Defines criteria for reporting to a law enforcement agency any act that poses a threat to school safety that occurs whenever or wherever students are within the jurisdiction of the district school board.

(c) Defines petty acts of misconduct which are not a threat to school safety and do not require consultation with law enforcement.

(4) (a) Each district school board shall enter into agreements with the county sheriff's office and local police department specifying guidelines for ensuring that acts that pose a ~~serious~~ threat to school safety, whether committed by a student or adult, are reported to a law enforcement agency.

(b) The agreements must include the role of school resource officers, if applicable, in handling reported incidents, ~~circumstances in which school officials may handle incidents without filing a report with a law enforcement agency,~~ and a procedure requiring ~~for ensuring that~~ school personnel to consult with school resource officers concerning ~~properly report~~ appropriate delinquent acts and crimes.

~~(c) Zero tolerance policies do not require the reporting of petty acts of misconduct and misdemeanors to a law enforcement agency, including, but not limited to, disorderly conduct, simple assault or battery, affray, theft of less than \$300, trespassing, and vandalism of less than \$1,000. However,~~

676 ~~if a student commits more than one misdemeanor, the threat~~
677 ~~assessment team must consult with law enforcement to determine~~
678 ~~if the act should be reported to law enforcement.~~

679 ~~(c)-(d)~~ The school principal shall notify ~~ensure that~~ all
680 school personnel ~~are properly informed~~ as to their
681 responsibilities regarding incident ~~crime~~ reporting, that
682 ~~appropriate delinquent~~ acts that pose a threat to school safety
683 and crimes are properly reported to the school principal, or his
684 or her designee, and that the disposition of the incident is
685 ~~actions taken in cases with special circumstances are properly~~
686 ~~taken and documented.~~

687 Section 12. Subsections (1) and (3) of section 1006.1493,
688 Florida Statutes, are amended to read:

689 1006.1493 Florida Safe Schools Assessment Tool.—

690 (1) The department, through the Office of Safe Schools
691 pursuant s. 1001.212, shall contract with a security consulting
692 firm that specializes in the development of risk assessment
693 software solutions and has experience in conducting security
694 assessments of public facilities to develop, update, and
695 implement a risk assessment tool, which shall be known as the
696 Florida Safe Schools Assessment Tool (FSSAT). The FSSAT must be
697 the primary physical site security assessment tool used by
698 school officials at each school district and public school site
699 in the state in conducting security assessments ~~for use by~~
700 ~~school officials at each school district and public school site~~

701 ~~in the state.~~

702 (3) The department shall annually:

703 (a) By May 1, provide all public schools, including
704 charter schools, access to the revised FSSAT.

705 (b) Review all FSSAT results submitted before October 1.

706 (c) By December 1, 2018, and annually by that date
707 ~~thereafter, the department~~ must report to the Governor, the
708 President of the Senate, and the Speaker of the House of
709 Representatives on the status of implementation across school
710 districts and schools. The report must include:

711 1. A summary of any deficiencies identified by the FSSAT
712 assessments conducted in the prior year, the amount of any funds
713 used to correct such deficiencies, including the source of
714 funds, and the status of such deficiencies as evidenced by the
715 FSSAT conducted in the current year. ~~the positive school safety~~
716 ~~measures in place at the time of the assessment~~

717 2. A summary of any noncompliance by schools or school
718 districts identified by the Office of Safe Schools and any
719 action taken by the department to achieve compliance.

720 3. A summary of statewide school safety and discipline
721 data collected pursuant to s. 1001.212 and quantitative data
722 submitted by threat assessment teams pursuant to s. 1006.07(7).

723 4. ~~and~~ Any recommendations for policy changes or funding
724 needed to facilitate continued school safety planning,
725 improvement, and response at the state, district, or school

726 levels.

727 Section 13. Subsection (15) of section 1011.62, Florida
728 Statutes, is amended to read:

729 1011.62 Funds for operation of schools.—If the annual
730 allocation from the Florida Education Finance Program to each
731 district for operation of schools is not determined in the
732 annual appropriations act or the substantive bill implementing
733 the annual appropriations act, it shall be determined as
734 follows:

735 (15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is
736 created to provide funding to assist school districts in their
737 compliance with ss. 1006.07-1006.12 ~~s. 1006.07~~, with priority
738 given to safe-school officers ~~implementing the district's~~
739 ~~school resource officer program~~ pursuant to s. 1006.12. Each
740 school district shall receive a minimum safe schools allocation
741 in an amount provided in the General Appropriations Act. Of the
742 remaining balance of the safe schools allocation, two-thirds
743 shall be allocated to school districts based on the most recent
744 official Florida Crime Index provided by the Department of Law
745 Enforcement and one-third shall be allocated based on each
746 school district's proportionate share of the state's total
747 unweighted full-time equivalent student enrollment. Any
748 additional funds appropriated to this allocation in the 2018-
749 2019 fiscal year must ~~to the school resource officer program~~
750 ~~established pursuant to s. 1006.12~~ shall be used exclusively for

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employing or contracting for safe-school ~~school-resource~~
officers, pursuant to s. 1006.12. This subsection applies
retroactively to July 1, 2018. The amendments to this subsection
are intended to be clarifying and remedial in nature ~~which shall~~
~~be in addition to the number of officers employed or contracted~~
~~for in the 2017-2018 fiscal year.~~

Section 14. Effective July 1, 2019, subsection (15) of
section 1011.62, Florida Statutes, as amended by this act, is
amended to read:

1011.62 Funds for operation of schools.—If the annual
allocation from the Florida Education Finance Program to each
district for operation of schools is not determined in the
annual appropriations act or the substantive bill implementing
the annual appropriations act, it shall be determined as
follows:

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is
created to provide funding to assist school districts in their
compliance with ss. 1006.07-1006.12, with priority given to
safe-school officers pursuant to s. 1006.12. Each school
district shall receive a minimum safe schools allocation in an
amount provided in the General Appropriations Act. ~~Of The~~
~~remaining balance of the safe schools allocation, two-thirds~~
~~shall be allocated to school districts based on the most recent~~
~~official Florida Crime Index provided by the Department of Law~~
~~Enforcement and one-third shall be allocated based on each~~

776 school district's proportionate share of the state's total
777 unweighted full-time equivalent student enrollment. Beginning on
778 September 30, 2019, and annually by September 30 thereafter,
779 before the distribution of funds from the safe schools
780 allocation, the Office of Safe Schools must verify compliance
781 with s. 1006.07(6)(a)4. ~~Any additional funds appropriated to~~
782 ~~this allocation in the 2018-2019 fiscal year must be used~~
783 ~~exclusively for employing or contracting for safe school~~
784 ~~officers, pursuant to s. 1006.12. This subsection applies~~
785 ~~retroactively to July 1, 2018. The amendments to this subsection~~
786 ~~are intended to be clarifying and remedial in nature.~~

787 Section 15. Subsection (1) of section 1012.795, Florida
788 Statutes, is amended to read:

789 1012.795 Education Practices Commission; authority to
790 discipline.—

791 (1) The Education Practices Commission may suspend the
792 educator certificate of any instructional personnel or school
793 administrator, as defined in s. 1012.01(2) or (3), for up to 5
794 years, thereby denying that person the right to teach or
795 otherwise be employed by a district school board or public
796 school in any capacity requiring direct contact with students
797 for that period of time, after which the person may return to
798 teaching as provided in subsection (4); may revoke the educator
799 certificate of any person, thereby denying that person the right
800 to teach or otherwise be employed by a district school board or

public school in any capacity requiring direct contact with students for up to 10 years, with reinstatement subject to subsection (4); may permanently revoke the educator certificate of any person thereby denying that person the right to teach or otherwise be employed by a district school board or public school in any capacity requiring direct contact with students; may suspend a person's educator certificate, upon an order of the court or notice by the Department of Revenue relating to the payment of child support; may impose an administrative fine on school board members, superintendents, and school personnel for noncompliance with the requirements of the Office of Safe Schools; or may impose any other penalty provided by law, if the person:

(a) Obtained or attempted to obtain an educator certificate by fraudulent means.

(b) Knowingly failed to report actual or suspected child abuse as required in s. 1006.061 or report alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student as required in s. 1012.796.

(c) Has proved to be incompetent to teach or to perform duties as an employee of the public school system or to teach in or to operate a private school.

(d) Has been guilty of gross immorality or an act involving moral turpitude as defined by rule of the State Board

of Education, including engaging in or soliciting sexual,
romantic, or lewd conduct with a student or minor.

(e) Has had an educator certificate or other professional
license sanctioned by this or any other state or has had the
authority to practice the regulated profession revoked,
suspended, or otherwise acted against, including a denial of
certification or licensure, by the licensing or certifying
authority of any jurisdiction, including its agencies and
subdivisions. The licensing or certifying authority's acceptance
of a relinquishment, stipulation, consent order, or other
settlement offered in response to or in anticipation of the
filing of charges against the licensee or certificateholder
shall be construed as action against the license or certificate.
For purposes of this section, a sanction or action against a
professional license, a certificate, or an authority to practice
a regulated profession must relate to being an educator or the
fitness of or ability to be an educator.

(f) Has been convicted or found guilty of, has had
adjudication withheld for, or has pled guilty or nolo contendere
to a misdemeanor, felony, or any other criminal charge, other
than a minor traffic violation.

(g) Upon investigation, has been found guilty of personal
conduct that seriously reduces that person's effectiveness as an
employee of the district school board.

(h) Has breached a contract, as provided in s. 1012.33(2)

851 or s. 1012.335.

852 (i) Has been the subject of a court order or notice by the
853 Department of Revenue pursuant to s. 409.2598 directing the
854 Education Practices Commission to suspend the certificate as a
855 result of noncompliance with a child support order, a subpoena,
856 an order to show cause, or a written agreement with the
857 Department of Revenue.

858 (j) Has violated the Principles of Professional Conduct
859 for the Education Profession prescribed by State Board of
860 Education rules.

861 (k) Has otherwise violated the provisions of law, the
862 penalty for which is the revocation of the educator certificate.

863 (l) Has violated any order of the Education Practices
864 Commission.

865 (m) Has been the subject of a court order or plea
866 agreement in any jurisdiction which requires the
867 certificateholder to surrender or otherwise relinquish his or
868 her educator's certificate. A surrender or relinquishment shall
869 be for permanent revocation of the certificate. A person may not
870 surrender or otherwise relinquish his or her certificate prior
871 to a finding of probable cause by the commissioner as provided
872 in s. 1012.796.

873 (n) Has been disqualified from educator certification
874 under s. 1012.315.

875 (o) Has committed a third recruiting offense as determined

876 by the Florida High School Athletic Association (FHSAA) pursuant
877 to s. 1006.20(2)(b).

878 (p) Has violated test security as provided in s. 1008.24.

879 (q) Knowingly failed to comply with the requirements of
880 the Office of Safe Schools.

881 Section 16. Except as otherwise expressly provided in this
882 act and except for this section, which shall take effect upon
883 this act becoming a law, this act shall take effect upon
884 becoming a law.